

Betty J. Lund CLERK AND RECORDER BY: *Tena L. Miller* FEE: \$0.00

RESOLUTION NO. 1090

Resolution to Amend Voluntary Zoning District No. 19

WHEREAS, the Voluntary Zoning District No. 19 was created on June 8, 1978, Permanent File No. 6404, which allows for single family dwelling; and

WHEREAS, in 1996 a church (Galilee Baptist Church) was built within the zoning district on a six acre parcel on the corner of Higgins Lane and Eastside Highway;

WHEREAS, a Petition in proper form was submitted to the Ravalli County Commissioners for a request to amend the Permitted Uses of Voluntary Zoning District No. 19 to allow the existence of the Galilee Baptist Church; and

WHEREAS, after proper legal notice in the paper of Record on May 19, 2000, and May 26, 2000, and placement on the Commissioner's Agenda noting a Planning and Zoning Commission meeting; and

WHEREAS, the Ravalli County Planning and Zoning Commission held a public hearing on June 2, 2000, at 10:00 a.m. for the purpose of taking comment a the petition and proposal to amend the regulations of the Voluntary Zoning District; and

WHEREAS, both proponents and opponents were allowed to speak at this public hearing; and

WHEREAS, evidence was presented by the previous owner of the property, John R. Joost, being duly notarized, that shows the intent was not to keep out a church, but rather to keep out the spread of poorly planned buildings such as trailers when the property was sold to Galilee Baptist Church; and

WHEREAS, those that spoke as opponents to this amendment spoke in favor of allowing the church to remain, but rather to stop other building to the church such as a day care facilities; and

WHEREAS, after deliberation on the issues, information and evidence presented, the Planning and Zoning Commission desires to amend Voluntary Zoning District No. 19 to allow the church with accessory buildings on the north side of the intersection of Eastside Highway and Higgins Lane, more specifically described as Lot 3 Joost Lots and to amend Section A of Voluntary Zoning District No. 19 to read "low density residential and a single commercial parcel on Lot 3 Joost Lots to be used as a church only with appropriate accessory buildings."

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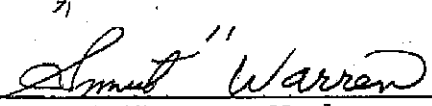
Ret. Commissioners


THEREFORE BE IT RESOLVED that Voluntary Zoning District No. 19 be amended to allow the church with accessory buildings on the north side of the intersection of Eastside Highway and Higgins Lane, more specifically described as Lot 3 Joost Lots and to amend Section A of the Voluntary Zoning District No. 19 to read "low density residential and a single commercial parcel on Lot 3 Joost Lots to be used as a church only with appropriate accessory buildings".

PASSED AND APPROVED THIS JULY 7, 2000.
RAVALLI COUNTY PLANNING AND ZONING COMMISSION

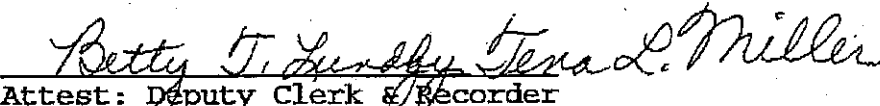

John M. Atthowe Jr., Chairman


Alan Thompson, Member


"Smut" Warren, Member


Mary Kay Browning, Member


Betty T. Lund, Member


Attest: Deputy Clerk & Recorder

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